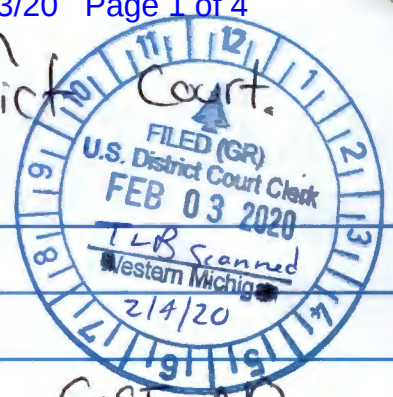


United States ^{Western} District Court.



Plaintiff (Judge Gordon Quist.)

United States of America

VS

Corey Cribbs II Defendant,

Case NO.

(1:18-cr-00060-1)

Motion of Reconsideration

Corey Cribbs Respectfully Request Reconsideration
in Support of Filing his motion. MR Cribbs
States AS follows.

1. MR Cribbs was sentenced to A 300 month prison term following his Guilty Plea to Conspiracy, Poss/W Intent to Distribute.
- 2 MR. CRIBBS is A First time offender to the F.B.O.P and Argues that 300 months is A Substantial amount of time Due to the policy Disagreement with the Meth Guidelines.
- 3 MR CRIBBS argue's that the United States Sentencing Guidelines were designed to promote the twin goals of Uniformity and Proportionality in Sentencing.
The ~~PURPOSE~~ purpose of this memorandum is to provide a Reasoned Explanation for the policy disagreement with the Guidelines and to lay out methodology FOR

Sentencing in methamphetamine cases.

- 3 in *United States v. Booker*, 543 U.S. ~~220~~, 125 S. Ct. 738, 160 L. Ed. 2d 621 (2005). The Supreme Court held that the Sentencing Guidelines are just "one factor among several courts must consider in determining an appropriate sentence." *Kimbrough v. United States*, 552 U.S. 85, 105, 128 S. Ct. 558, 169 L. Ed. 2d 481 (2007) while the Guidelines must serve as the starting point and the initial substance ratio. See *United States Sentencing Commission, Methamphetamine*.
4. Base offense levels for federal drug crimes are calculated using the Drug Quantity table found in § 2D1.1(c) of the Sentencing Guidelines which uses a graduated scale based on the type and quantity of drugs involved. Methamphetamine, unlike most controlled substances, is to be quantified based on purity, using either the weight of a mixture containing the drug or the weight of the pure drug itself contained within the mixture, whichever yields the greater offense level. In determining the base offense level there is a 10:1 ratio between pure or "actual" methamphetamine and an equivalent weight of methamphetamine mixture. The 10:1 ratio was introduced in the 1989 Sentencing Guidelines. There is none empirical data from the sentencing

Commission or in the Academic literature which would justify the Ratio. these distinctions seem to be tied to a similar 10:1 Ratio used in the mandatory minimum sentences imposed by Congress. See 21 U.S.C. § 841(B)(1)(A) (viii) a § 841(B)(1)(B) (viii). 2 that Determination was, by its very nature, a product of political calculation and compromise rather than empirical analysis.

5 Also see Judge T. NEFF Policy Disagreement with methamphetamine guidelines.

6. I Corey CRIBBS Ask the Courts to Reconsider the sentence of 300 months and move forward into granting a downward variance.

Respectfull
Submitted

Thank you
Corey Criggs

INMATE NAME: Corey Criss
REGISTER # 22109-040
UNITED STATES PENITENTIARY, BIG SANDY
P.O. BOX 2068
INEZ, KY. 41224

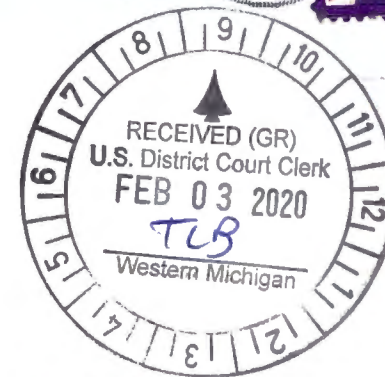
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Clerk of Courts
Honorable Gordon Quist
110^{N.W.} Michigan Ave
Federal Building.

Grand Rapids, Michigan. 49503



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